

JC04 Rec'd PCT/PTO 14 OCT 2005

MAIL STOP PCT  
Attorney Docket: 27048U

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

BARU, et al.

Appl. No.: Not Yet Assigned

Filed: October 14, 2005

Internatl. Appl. No.: PCT/IL2004/000327

Internatl. Filing Date: 15 April 2004 (15.04.2004)

Title: **PHARMACEUTICAL COMPOSITION COMPRISING PROTEINS AND/OR POLYPEPTIDES AND COLLOIDAL PARTICLES**TRANSMITTAL LETTERCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter to U.S. Designated/Elected Office (DO/EO/US) Concerning Filing under 35 U.S.C. 371;
- (2) International Publication Number: WO 2004/091723 A1, with the International Search Report (PCT/ISA/210); International Publication Date: 28 October 2004 (28.10.2004), which consists of 36 pages:
  - 1 pages for the Cover Sheet,
  - 19 pages of Textual Specification, with embedded formulas and tables,
  - 5 pages of 27 Claims,
  - 11 sheets of Drawings;
- (3) **Preliminary Amendment with Attachment A to be Examined;**
- (4) Unexecuted Declaration and Power of Attorney;
- (5) Notification Concerning Transmittal of Copy of International Application as Published or Republished (PCT/IB/311);
- (6) Check No.: 1075 in the Amount of \$ 575.00 for the Basic Filing Fee, which includes the Search and Examination Fees (\$450.00), and for 5 Total Claims over 20 (\$125.00), as a Small Entity;
- (7) Postcard for Early Notification of the Serial Number Request.

Respectfully submitted,  
NATH & ASSOCIATES PLLCDate: October 14, 2005By: Viviana Amzel  
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ATTORNEY'S DOCKET NUMBER: 27048U

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U.S. DEPARTMENT OF COMMERCE, PATENT AND TRADEMARK OFFICE		DATE: OCTOBER __, 2005
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPL. NUMBER: (if known) Not Yet Assigned <b>10/553357</b>
INTERNATL. APPL. NUMBER: PCT/IL2004/000327	INTERNATL. FILING DATE: 15 APRIL 2004	PRIORITY DATE CLAIMED: 15 APRIL 2003 (15.04.2003) US
TITLE OF INVENTION: PHARMACEUTICAL COMPOSITION COMPRISING PROTEINS AND/OR POLYPEPTIDES AND COLLOIDAL PARTICLES		
APPLICANT(S) FOR DO/EO/US: BARU, Moshe; CARMEL-GOREN, Lea		
<p>Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 USC 371(f) The submission must include items(5), (6), (9) and (21) indicated below.</li> <li><input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)): <ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</li> <li><input type="checkbox"/> has been communicated by the International Bureau.</li> <li><input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</li> </ol> </li> <li><input checked="" type="checkbox"/> A English translation of the International Application as filed (35 U.S.C. 371(c)(2)).</li> <li><input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> <li><input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau).</li> <li><input type="checkbox"/> have been communicated by the International Bureau.</li> <li><input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li><input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li><input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li><input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li><input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT article 36 (35 U.S.C. 371(c)(5)).</li> </ol> <p><b>ITEMS 10 to 19 BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:</b></p> <ol style="list-style-type: none"> <li><input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li><input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li><input checked="" type="checkbox"/> A <b>FIRST</b> preliminary amendment.</li> <li><input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment</li> <li><input type="checkbox"/> A substitute specification.</li> <li><input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li><input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter2 and 35 USC 1821 - 1825</li> <li><input type="checkbox"/> A second copy of the published international application under 35 USC 154(d)(4)</li> <li><input type="checkbox"/> A second copy of the English language translation of the international application under 35 USC 154(d)(4)</li> <li><input checked="" type="checkbox"/> Other items or information: TRANSMITTAL LETTER; INTERNATIONAL PUBLICATION NUMBER: WO 2004/091723 A1, WITH THE INTERNATIONAL SEARCH REPORT (PCT/ISA/210); INTERNATIONAL PUBLICATION DATE: 28 OCTOBER 2004 (28.10.2004), WHICH CONSISTS OF 36 PAGES: 1 PAGE FOR THE COVER SHEET, 19 PAGES OF TEXTUAL SPECIFICATION, WITH EMBEDDED FORMULAS AND TABLES, 5 PAGES OF 27 CLAIMS, 11 SHEETS OF DRAWINGS; <b>PRELIMINARY AMENDMENT WITH ATTACHMENT A TO BE EXAMINED</b>; UNEXECUTED DECLARATION AND POWER OF ATTORNEY; NOTIFICATION CONCERNING TRANSMITTAL OF COPY OF INTERNATIONAL APPLICATION AS PUBLISHED OR REPUBLISHED (PCT/IB/311); POSTCARD FOR EARLY NOTIFICATION OF THE SERIAL NUMBER REQUEST.</li> </ol>		

ATTORNEY'S DOCKET NUMBER: 27048U

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U.S. APPL. NUMBER: (If known): (Not Yet Assigned) <b>10/553357</b>	INTERNATL. APPL. NUMBER: PCT/IL2004/000327	DATE: OCTOBER ____, 2005
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The following fees are submitted:  20. Basic National Fee ..... \$ 300.00  21. Examination Fee If International Preliminary Examination Report prepared by USPTO and all claims satisfy Provisions of PCT Article 33(1)-(4) ..... \$ 100.00 All other situations ..... \$ 200.00  22. Search Fee (37 CFR 1.445(a)(2) has been paid on the International Application to the USPTO as an International Searching Authority ... \$ 100.00 International Search Report prepared and provided to the Office ..... \$ 400.00 All other situations ..... \$ 500.00  ____ Additional fee for specification and drawings filed in paper over 100 sheets (excluding Sequence listing or computer program listing filed in an electronic medium). The fee is \$ 250.00 for each additional 50 sheets of paper or fraction thereof.  <div style="text-align: right;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>	<u>CALCULATIONS</u>  \$ 300.00          \$ 200.00          \$ 400.00          \$ 900.00	<u>PTO USE ONLY</u>                      
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Surcharge of \$130.00 for furnishing the oath or declaration later than ____ 20 ____ 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	\$ 0.00	
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CLAIMS	NUMBER: FILED	NUMBER: EXTRA	RATE		
TOTAL	25-20=	5	X \$ 50.00	\$ 250.00	
INDEPENDENT	3- 3=	0	X \$ 200.00	\$ 0.00	
Multiple dependent claims(s) (if applicable)			+ \$360.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 1,150.00	
Reduction by 2 for asserting small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).				\$ - 575.00	
SUBTOTAL =				\$ 575.00	
Processing fee of \$130.00 for furnishing the English translation later than ____ 20 ____ 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +				\$ 0.00	
TOTAL NATIONAL FEE =				\$ 575.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$ 0.00	
TOTAL FEES ENCLOSED =				\$ 575.00	
				Amount to be: refunded	\$
				charged	\$

U.S. APPL. NUMBER: (If known): Not Yet Assigned	INTERNATL. APPL. NUMBER: PCT/IL2004/000327	DATE: OCTOBER __, 2005
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a. ☒ A check in the amount of \$ 575.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account Number: 14-0112 in the amount of \$  
to cover the above fees. (A duplicate copy of this sheet is enclosed.)

c. ☒ The Commissioner is hereby authorized to charge any additional fees, which June be  
required, or credit any overpayment to Deposit Account Number: 14-0112.


d. ☐ Fees are to be charged to a credit card ☐ WARNING: Information on this form June  
become public ☐ Credit Card Information should not be included on this form.  
☐ Provide credit card information and authorization on PTO-2038

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a  
petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the  
application be restored to pending status.

Send All Correspondence To:

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10/14/05